## Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.

701 Pennsylvania Avenue, N.W. Washington, D.C. 20004

Michael H. Pryor

202 434 7300 202 434 7400 fax

Direct dial 202 434 7365 mhpryor@mintz.com

March 8, 2002

## VIA ELECTRONIC FILING

William Caton Acting Secretary Federal Communications Commission 445 12th Street, S.W. Washington, D.C. 20554

Re: Review of Section 251 Unbundling Obligations of Incumbent Local Exchange Carriers ("UNE Triennial Review"), CC Docket Nos. 01-338, 96-98 and 98-147

Dear Mr. Caton:

NewSouth Communications, through its counsel, writes in support of the request made by the Competitive Telecommunications Association ("CompTel") and the Association for Local Telecommunications Services ("ALTS") on March 4, 2002, that the Commission adopt a protective order for use in the above-captioned *UNE Triennial Review* proceeding.

NewSouth intends to file comments in this proceeding and those comments are likely to contain commercially sensitive business information. It is appropriate that the Commission be able to fully develop the record in this proceeding, while protecting the proprietary and confidential nature of the information upon which it should be able to rely. A protective order, like the once suggested by CompTel and ALTS, would allow the Commission to obtain the evidence necessary to develop a complete record and protect these proprietary business interests.

Consistent with the Commission's rules, copies of this letter are provided for inclusion in the public record of each of the above-referenced dockets.

MINTZ, LEVIN, COHN, FERRIS, GLOVSKY AND POPEO, P.C.

William Caton Page 2

Sincerely,

MINTZ, LEVIN, COHN, FERRIS, GLOVSKY and POPEO, P.C.

/s/

Michael H. Pryor Christopher R. Bjornson Counsel for NewSouth Communications

cc: Michelle Carey, FCC
Jeremy Miller, FCC
Janice Myles, FCC
Thomas Navin, FCC
Robert Tanner, FCC
Jake E. Jennings, New South Communications
Jonathan Askin, ALTS
Jonathan Lee, CompTel
Qualex International

WDC 310486v1